

10/010,277

**REMARKS**

A check in the amount of \$86 dollars is enclosed to cover the official fee, on the large entity basis, for one (1) independent claim in excess of three (3) independent claims.

Claims 5, 11, 12 and 20 are rejected under 35 U.S.C. § 112, second paragraph, as being indefinite for the reasons noted in the official action. The subject matter of all of the claims is accordingly revised and rewritten as new claims 21-35, and the presently pending claims are now believed to particularly point out and distinctly claim the subject matter regarded as the invention, thereby overcoming all of the raised § 112, second paragraph, rejections.

Claims 1, 6, 11, 18 and 20 are rejected, under 35 U.S.C. § 102, as being anticipated in view of Burleigh `588. The Applicant acknowledges and respectfully traverses the raised anticipatory rejection in view of the following remarks.

The Applicant thanks the Examiner for indicating that claim 4 (now new claim 24) is allowed while claims 5 and 12 (now new claims 25 and 32, respectively) would be allowable if appropriately amended.

With respect to the rejected claims, it is to be noted that Burleigh `588 discloses a child safety seat having a link 30 connecting the seat 10 to an anchorage unit 40. The link 30 is connected to the seat at a pivot point 34 and by an engagement screw 42. The engagement screw 42 either engages in the tapped hole 90 or tapped hole 44 depending on the desired orientation of the link. That is, the engagement screw is necessarily connected to the body at two points, the pivot point 34 and the engagement screw 42 through the tapped hole 90 or 44. This arrangement of two attachment points of the link 30 to the chair 10 as disclosed in Burleigh `588 does not allow the link 30 to pivot at all with respect to the child seat 10. The Applicant believes this feature differentiates Burleigh `588 from the currently claimed application which claims the rigid link is attached to the child seat solely by a coupling mechanism. With this claimed arrangement, the rigid link is able to pivot about the attachment point on the seat.

In order to emphasize the above noted distinctions between the presently claimed invention and the applied art, the new independent claims 21 and 24 of this application both

now recite the features of "a rigid link attached to the child seat structure solely by a coupling mechanism that permits angular movement of the child seat structure relative to the rigid link about an axis located above the base support surface", while new independent claim 26 recites the feature of "a rigid link projecting from an end of the seat structure opposite to the backrest portion and attached to the child seat structure solely by a coupling mechanism that permits angular movement of the child seat structure relative to the rigid link about a link axis located above the base support surface" and further new independent claim 33 recites the features of "a link projecting from an end of the seat portion of the child seat structure opposite to the backrest portion and attached to the child seat structure solely by a coupling joint located above the support surface so as to permit angular movement of the child seat structure relative to the link". Such features are believed to clearly and patentably distinguish the presently claimed invention from all of the art of record, including the applied art.

If any further amendment to this application is believed necessary to advance prosecution and place this case in allowable form, the Examiner is courteously solicited to contact the undersigned representative of the Applicant to discuss the same.

In view of the above amendments and remarks, it is respectfully submitted that all of the raised rejection(s) should be withdrawn at this time. If the Examiner disagrees with the Applicant's view concerning the withdrawal of the outstanding rejection(s) or applicability of the Burleigh '588 reference, the Applicant respectfully requests the Examiner to indicate the specific passage or passages, or the drawing or drawings, which contain the necessary teaching, suggestion and/or disclosure required by case law. As such teaching, suggestion and/or disclosure is not present in the applied references, the raised rejection should be withdrawn at this time. Alternatively, if the Examiner is relying on his/her expertise in this field, the Applicant respectfully requests the Examiner to enter an affidavit substantiating the Examiner's position so that suitable contradictory evidence can be entered in this case by the Applicant.

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In view of the foregoing, it is respectfully submitted that the raised rejection(s) should be withdrawn and this application is now placed in a condition for allowance. Action to that end, in the form of an early Notice of Allowance, is courteously solicited by the Applicant at this time.

The Applicant respectfully requests that any outstanding objection(s) or requirement(s), as to the form of this application, be held in abeyance until allowable subject matter is indicated for this case.

In the event that there are any fee deficiencies or additional fees are payable, please charge the same or credit any overpayment to our Deposit Account (Account No. 04-0213).

Respectfully submitted,



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#### **CERTIFICATE OF MAILING**

I hereby certify that this correspondence is being deposited with the United States Postal Service, with sufficient postage, as First Class Mail in an envelope addressed to: Director of the United States Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. October 8, 2003.

By: \_\_\_\_\_



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